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BEFORE THE ARIZONA POWER PLANT RECEIVED

Arizona Corporation AND TRANSMISSION LINE COMMITTEE

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AZ CORP COMMISSION
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IN THE MATTER OF THE APPLICATION OF)
GILA BEND POWER PARTNERS, L.L.C., OR)
THEIR ASSIGNEE(S), IN CONFORMANCE WITH)
REQUIREMENTS OF ARIZONA REVISED)
STATUTES SECTIONS 40-360-01 ET SEQ., FOR A)
CERTIFICATE OF ENVIRONMENTAL)
COMPATIBILITY AUTHORIZING THE)
CONSTRUCTION OF A NATURAL GAS-FIRED,)
COMBINED CYCLE GENERATING PLANT,)
SWITCHYARD, AND RELATED FACILITIES IN)
THE TOWN OF GILA BEND, MARICOPA)
COUNTY, ARIZONA LOCATED IN THE SOUTH)
WEST QUARTER OF SECTION 19, TOWNSHIP 5)
SOUTH RANGE 5 WEST, GILA AND RIVER BASE)
AND MERIDIAN.)

CASE NO. 106

DOCKET NO. L-00000V-00-0106

PROCEDURAL ORDER

Pursuant to the discussion of the Arizona Power Plant and Transmission Line Siting at the November 15, 2000, hearing on this matter, attached hereto as Exhibit A is a proposed Certificate of Environmental Compatibility. This proposed Certificate may be considered by the Committee on December 15, 2000.

IT IS HEREBY ORDERED that the proposed Certificate of Environmental Compatibility may be considered by the Committee on December 15, 2000.

ORDERED this 8th day of December, 2000.


Paul A. Bullis, Chairman

1 Pursuant to R14-3-204
2 The ORIGINAL and
3 Twenty-five copies were
4 Filed this 8th day of
5 December, 2000 with:

6 Docket Control
7 Arizona Corporation Commission
8 1200 West Washington Street
9 Phoenix, Arizona 85007

10 COPY of the foregoing
11 mailed this 8th day of December 2000 to:

12 Janice M. Alward, Esq.
13 Arizona Corporation Commission
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15 Phoenix AZ 85007

16 Karen L. Peters, Esq.
17 Squire Sanders & Dempsey
18 40 North Central, Suite 2700
19 Phoenix AZ 85004-4440

20 By: _____

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1 **BEFORE THE ARIZONA POWER PLANT**
2 **AND TRANSMISSION LINE COMMITTEE**
3

4 IN THE MATTER OF THE APPLICATION OF)
5 GILA BEND POWER PARTNERS, L.L.C., OR)
6 THEIR ASSIGNEE(S), IN CONFORMANCE WITH)
7 REQUIREMENTS OF ARIZONA REVISED)
8 STATUTES SECTIONS 40-360-01 *ET SEQ.*, FOR A)
9 CERTIFICATE OF ENVIRONMENTAL)
10 COMPATIBILITY AUTHORIZING THE)
11 CONSTRUCTION OF A NATURAL GAS-FIRED,)
12 COMBINED CYCLE GENERATING PLANT ,)
13 SWITCHYARD, AND RELATED FACILITIES IN)
14 THE TOWN OF GILA BEND, MARICOPA)
15 COUNTY, ARIZONA LOCATED IN THE SOUTH)
16 WEST QUARTER OF SECTION 19, TOWNSHIP 5)
17 SOUTH RANGE 5 WEST, GILA AND RIVER BASE)
18 AND MERIDIAN.)
19

CASE NO. 106
DOCKET NO. L-00000V-00-0106

20 **DECISION OF THE ARIZONA POWER PLANT AND TRANSMISSION LINE SITING**
21 **COMMITTEE AND CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY**

22 Pursuant to notice given as provided by law, the Arizona Power Plant and Transmission Line
23 Siting Committee ("Committee") held public hearings at the Arizona Corporation Commission, 1200
24 West Washington, Phoenix, Arizona, on Wednesday, November 15 and Friday, December 15, 2000,
25 in conformance with the requirements of Arizona Revised Statutes Section 40-360, *et seq.*, for the
26 purpose of receiving public comment and evidence, and deliberating on the Application of Gila Bend
27 Power Partners, L.L.C. ("Gila Bend" or "Applicant"), or their assignees, for a Certificate of
28 Environmental Compatibility ("Certificate") authorizing construction of a natural gas-fired,
combined cycle generating plant, switchyard, and related facilities in the Town of Gila Bend,
Maricopa County, Arizona, as described in the application. The following members and designees
of members of the Committee were present for one or more of the hearing days:

Paul A. Bullis

Chairman, Designee for Arizona Attorney General,
Janet Napolitano

Steve Olea

Arizona Corporation Commission

Dennis Sundie

Department of Water Resources

1	Richard Tobin	Department of Environmental Quality
2	Mark McWhirter	Department of Commerce
3	George Campbell	Appointed Member
4	Jeff McGuire	Appointed Member
5	A. Wayne Smith	Appointed Member

6 The Applicant was represented by its counsel, Karen L. Peters and Justin D. Steltenpohl of
7 Squire, Sanders & Dempsey L.L.P. Staff of the Arizona Corporation Commission was represented
8 by its counsel, Janice Alward. At the conclusion of the hearing, after consideration of the
9 Application, the evidence and exhibits presented, the legal requirements of A.R.S. § 40-360 to 40-
10 360.13, and in accordance with A.A.C. R14-3-213, upon motion duly made and seconded, the
11 Committee voted to grant Gila Bend the following Certificate of Environmental Compatibility (Case
12 No. 106).

13 Gila Bend Power Partners, L.L.C., is hereby granted a Certificate of Environmental
14 Compatibility for the construction of the following facilities as requested in its Application:

15 Gila Bend Power Partners, L.L.C. is authorized to construct a natural gas-fired, combined
16 cycle generating plant consisting of three combustion gas turbines producing a nominal 845
17 MW, switchyard, and related facilities in the Town of Gila Bend, Maricopa County, Arizona,
18 as described in the Application. This Certificate is granted upon the following conditions:

- 19
- 20 1. The Applicant and its assignees will comply with all existing applicable air
21 and water pollution control standards and regulations, and with all existing
22 applicable ordinances, master plans and regulations of the State of Arizona,
23 the County of Maricopa, the United States, and any other governmental
24 entities having jurisdiction.
 - 25 2. This authorization to construct the project will expire five years from the date
26 the Certificate is approved by the Arizona Corporation Commission
27 ("Commission") unless construction is completed to the point that the plant
28 is capable of operating at its rated capacity by that time; provided, however,
 that prior to such expiration the facility owner may request that the
 Commission extend this time limitation.
 3. Applicant's project shall have two (2) approved transmission lines emanating
 from its power plant's transmission switchyard and interconnecting with the
 existing transmission system. This plant interconnection must satisfy the
 single contingency outage criteria (N-1) without reliance on remedial action
 such as generator unit tripping or load shedding.

4. Applicant shall provide to the Commission, not more than twelve (12) months prior to the commercial operation of the plant, a technical study regarding the sufficiency of transmission capacity to the plant.
5. Applicant shall submit to the Commission an interconnection agreement with the transmission provider with whom it is interconnecting.
6. Applicant or one of its affiliates will become a member of the Western States Coordinating Council ("WSCC"), or its successor, and file a copy of its WSCC Reliability Criteria Agreement or Reliability Management System (RMS) Generator Agreement with the Commission.
7. Applicant will use commercially reasonable efforts to become a member of the Southwest Reserve Sharing Group, or its successor, thereby making its units available for reserve sharing purposes, subject to competitive pricing.
8. Applicant or its assignee(s) will respond to inquiries for future transmission interconnections with its facilities in the same nondiscriminatory manner and using the same process as that required of transmission owners and service providers.
9. Applicant's shall operate its project so as to meet a 2.5 ppm NOx emissions level.
10. Applicant shall operate its project so that during normal operations the project shall not exceed (i) HUD or EPA residential noise guidelines or (ii) OSHA worker safety noise standards.
11. Applicant shall not begin construction of the project until a Certificate of Environmental Compatibility has been issued and approved by the Commission for a new transmission line to interconnect the project with the WSCC transmission grid.
12. Applicant's switchyard shall be a conventional open-air, breaker and one-half bus design consisting of high-voltage power circuit breakers, disconnect switches, grounding switches, potential transformers, surge arresters, substation steel structures, and protective relaying equipment.
13. The Applicant shall not develop or farm, for the life of the project, the additional 2400 acres being purchased by the Applicant as described in hearing exhibit A-4.

GRANTED this ____ day of _____, 2000.

ARIZONA POWER PLANT AND
TRANSMISSION LINE SITING COMMITTEE

By _____
Paul A. Bullis, Chairman

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APPROVED BY ORDER OF THE ARIZONA CORPORATION COMMISSION

Chairman Commissioner Commissioner

IN WITNESS WHEREOF, I, Brian C. McNeil, Executive Secretary of the Arizona Corporation Commission, set my hand and cause the official seal of the Commission to be affixed this ____ day of _____, 2000.

By _____
Brian C. McNeil
Executive Secretary

Dissent: _____